

MESSAGE NO: 3177306

MESSAGE DATE: 06/26/2013

MESSAGE STATUS: Active

CATEGORY: Antidumping

TYPE: LIQ-Liquidation PUBLIC ☒

NON-PUBLIC ☐

SUB-TYPE: OUTSCO-Out of Scope

FR CITE:

FR CITE DATE:

REFERENCE
MESSAGE #
(s):

CASE #(s): A-533-502

EFFECTIVE DATE: 12/31/1985

COURT CASE #:

PERIOD OF REVIEW:

TO

PERIOD COVERED:

TO

TO: { Directors Of Field Operations, Port Directors }

FROM: { Director AD/CVD & Revenue Policy & Programs }

RE: Antidumping duty scope determination on certain welded carbon steel standard pipes and tubes from India (A-533-502)

Notice of the lifting of suspension occurred on June 26, 2013, the message date of these instructions. See paragraph 5 below.

1. Commerce received a scope ruling request from Salem Steel NA, LLC (Salem Steel). Commerce issued a final scope determination on 06/07/2013 that Salem Steel's electric resistance welded (ERW) mechanical tubing and ERW hydraulic tubing, cold drawn, and/or drawn over mandrel (CD/DOM) products regardless of size which Salem Steel imports are not within the scope of the antidumping duty order on certain welded carbon steel standard pipes and tubes from India (A-533-502). The specific ERW mechanical tubing and ERW hydraulic tubing, CD/DOM products which Commerce determined were outside the scope of the order are produced to the following specifications:

American Society for Testing Materials (ASTM) A-513 type 5 and ASTM A-513 type 6;
German specification DIN 2393 (equivalent to and covering ASTM A-513 types 5 and 6 and Society of Automotive Engineers (SAE) J525);
European specification EN 10305-2 (equivalent to and covering ASTM A-513 types 5 and 6); and
SAE J525.

2. Commerce determined that Salem Steel's imported products are outside the scope of the order because ERW mechanical tubing and ERW hydraulic tubing that are CD/DOM products regardless of size produced to the specifications described above are products that are made to order and in non-standard pipe and tubing sizes, and therefore not substitutable with standard pipes and tubes. Therefore, Salem Steel's ERW mechanical tubing and ERW hydraulic tubing, CD/DOM products regardless of size produced to the specifications described above are not within the scope of the antidumping duty order on certain welded carbon steel standard pipes and tubes from India.

3. For all entries of ERW mechanical tubing and ERW hydraulic tubing, CD/DOM products regardless of size produced to the specifications described above that remain unliquidated on or

after 12/31/1985, CBP shall terminate suspension and liquidate entries of products not within scope which were entered, or withdrawn from warehouse, for consumption.

4. Refund any cash deposits and release any bonds relating to the ERW mechanical tubing and ERW hydraulic tubing, CD/DOM products regardless of size produced to the specifications described above.

5. These instructions constitute notice of the lifting of suspension of liquidation of entries of ERW mechanical tubing and ERW hydraulic tubing that are CD/DOM products regardless of size produced to the specifications described above entered, or withdrawn from warehouse, for consumption on or after 12/31/1985.

6. The assessment of antidumping duties by CBP on shipments or entries of this merchandise is subject to the provisions of section 778 of the Tariff Act of 1930, as amended. Section 778 requires that CBP pay interest on overpayments or assess interest on underpayments of the required amounts deposited as estimated antidumping duties. The interest provisions are not applicable to cash or bonds posted as estimated antidumping duties before the date of publication of the antidumping duty order. Interest shall be calculated from the date payment of estimated antidumping duties is required through the date of liquidation. The rate at which such interest is payable is the rate in effect under section 6621 of the Internal Revenue Code of 1954 for such period.

7. Unless instructed otherwise, for all other shipments of certain welded carbon steel standard pipes and tubes from India not covered by paragraph 2 above, you shall continue to collect cash deposits of estimated antidumping duties for the merchandise at the current rates.

8. If there are any questions by the importing public regarding this message, please contact the Call Center for the Office of AD/CVD Operations, Import Administration, International Trade Administration, U.S. Department of Commerce at (202) 482-0984. CBP ports should submit their inquiries through authorized CBP channels only. (This message was generated by O1: HP.)

9. There are no restrictions on the release of this information.

Michael B. Walsh

Company Details

*Party Indicator Value:

I = Importer, M = Manufacturer, E = Exporter, S = Sold To Party